

**BRAIN INJURY  
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August 6, 2021

**VIA ECF**

Hon. John G. Koeltl  
United States District Judge  
Southern District of New York  
500 Pearl Street  
New York, NY 10007-1312

**APPLICATION GRANTED  
SO ORDERED**

8/9/21

  
John G. Koeltl, U.S.D.J.

Re: *Hidalgo et al. v. NYC Department of Education*, 20-cv-0098 (JGK)

Dear Judge Koeltl:

As the Court may recall, the undersigned represents the Plaintiffs in the above-referenced matter. As the Court may also recall, on July 19, 2021, Judgment was entered in this matter, which granted Plaintiffs' Motion for Summary Judgment **in part** and denied Defendant's Cross-Motion for Summary Judgment. The Judgment provided that any motion for attorneys' fees and/or costs that Plaintiffs intended to make should be made within two weeks of entry thereof (August 2, 2021).

On July 30, 2021, my colleague, Peter G. Albert, Esq. requested a one (1) week extension of time – from August 2, 2021, to August 9, 2021 – for Plaintiffs to file their motion for attorneys' fees and costs, as the undersigned was on vacation from July 26 to August 2, 2021. In retrospect, I should have asked Mr. Albert to request a two (2) week extension.

In addition to the motion in this matter, the undersigned must file a Reply Brief on behalf of the Plaintiffs in *Abrams et al. v. NYC Department of Education*, 20-cv-5085 (JPO) (KNF) (SDNY) by Monday, August 2, 2021, in further support of Plaintiffs' motion for summary judgment therein.

While I have spent the past few days writing two briefs at one time, I am afraid that I have accomplished only half as much as I thought I would and will not complete either brief on time.

With Defendant's consent, the undersigned requests a four (4) day extension for Plaintiffs to serve their motion for attorneys' fees and costs – from August 9<sup>th</sup> to August 13<sup>th</sup>, 2021. This is the Plaintiffs' second request for a brief extension of time to file its motion for attorneys' fees and costs in this matter.

Plaintiffs thank the Court for its consideration and attention in this matter.

Respectfully submitted,

  
Rory J. Bellantoni, Esq. (RB 2901)

**VIA ECF**

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